

AMENDMENTS TO THE CLAIMS

The following listing of claims replaces all prior versions, or listings, of claims in this application, including the Examiner's Amendment accompanying the Notice of Allowance dated August 5, 2010, as modified in the Examiner's Amendment set forth in the communication dated September 24, 2010, which amendments are incorporated therein:

Listing of claims:

- 1-2. (canceled)
3. (currently amended) The ~~composition~~ method of claim 34, wherein the composition includes about 1 to about 50% by weight of the film-forming agent, based on the total weight of the composition.
4. (currently amended) The ~~composition~~ method of claim 34, wherein the composition includes about 5 to about 40% by weight of the film-forming agent, based on the total weight of the composition.
5. (currently amended) The ~~composition~~ method of claim 34, wherein the composition includes about 8 to about 30% by weight of the film-forming agent, based on the total weight of the composition.
6. (currently amended) The ~~composition~~ method of claim 342, wherein the composition includes about 10 to about 25% by weight of the film-forming agent, based on the total weight of the composition.
7. (currently amended) The ~~composition~~ method of claim 34, wherein the film-forming agent is a polymer.
8. (currently amended) The ~~composition~~ method of claim 34, wherein the film-forming agent is a copolymer.
9. (currently amended) The ~~composition~~ method of claim 8, wherein the film-forming agent is selected from the group consisting of an acrylates copolymer, methacrylates copolymer,

acrylamides copolymer, and mixtures thereof.

10. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains a colorant.

11. (currently amended) The ~~composition~~ method of claim 10, wherein the colorant is present in an amount sufficient to impart to the hair fibers a color other than white. ????

12. (currently amended) The ~~composition~~ method of claim 10, wherein the colorant is a pigment.

13. (canceled)

14. (Currently amended) The ~~composition~~ method of claim 12, wherein the pigment is a pigment dispersion.

15. (currently amended) The ~~composition~~ method of claim 14, wherein the pigment dispersion comprises water, an iron oxide, and a second film forming agent.

16. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains a water-soluble viscosity increasing agent.

17. (currently amended) The ~~composition~~ method of claim 16, wherein the water-soluble viscosity increasing agent is selected from the group consisting of synthetic sucrose derivatives, cellulose gums and hydrophilic colloids.

18 -21. (Canceled)

22. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains a block polymeric ether selected from the group consisting of MEROXAPOL block polymer surfactants, POLOXAMER block polymer surfactants, and POLOXAMINE block polymer surfactants, and the block polymeric ether is present in an amount sufficient to solubilize the volatile agent in the composition.

23. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains an anionic surfactant.

24. (currently amended) The ~~composition~~ method of claim 23, wherein the anionic surfactant is selected from the group consisting of water-soluble salts of C₁₀ to C₂₂ fatty acids, alkyl sulfates, alkyl ether sulfates, alkyl monoglyceryl ether sulfates, alkyl monoglyceride sulfates, alkyl monoglyceride sulfonates, alkyl sulfonates, alkylaryl sulfonates, alkyl sulfosuccinates, alkyl ether sulfosuccinates, alkyl sulfosuccinates, alkyl amidosulfosuccinates, alkyl carboxylates, alkyl amidoethercarboxylates, alkyl succinates, fatty acyl sarcosinates, fatty acyl amino acids, fatty acyl taurates, fatty alkyl sulfoacetates, alkyl phosphates, alkyl ether phosphates, and mixtures thereof.

25. (Currently amended) The ~~composition~~ method of claim 24, wherein the water-soluble salts of C₁₀ to C₂₂ fatty acids are selected from the group consisting of sodium, potassium and triethanolamine salts of palmitic acid, stearic acid, oleic acid, myristic acid, palm and coconut oil fatty acids, and mixtures thereof.

26. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains an amphoteric or zwitterionic surfactant.

27. (currently amended) The ~~composition~~ method of claim 26, wherein the amphoteric or zwitterionic surfactant is selected from the group consisting of amphocarboxylates, alkyl betaines, amidoalkyl betaines, amidoalkyl sultaines, amphophosphates, phosphobetaines, pyrophosphobetaines, carboxyalkyl alkyl polyamines, alkyl amino monoacetates, alkyl amino diacetates, and mixtures thereof.

28. (currently amended) The ~~composition~~ method of claim 34, wherein the composition contains a nonionic surfactant.

29. (currently amended) The ~~composition~~ method of claim 28, wherein the nonionic surfactant is a polyoxyethylene derivatives of a polyol ester.

30. (currently amended) The ~~composition~~ method of claim 34, wherein the volatile agent has a vapor pressure from about 0.5 Torr to about 30,000 Torr, at a temperature of about 0° to about 100°C.

31. (currently amended) The ~~composition~~ method of claim 30, wherein the vapor pressure is

from about 5.0 Torr to about 5,000 Torr.

32. (currently amended) The ~~composition~~ method of claim 30, wherein the vapor pressure is from about 100 Torr to about 2,500 Torr.

33. (currently amended) The ~~composition~~ method of claim 34, wherein the volatile agent is selected from the group consisting of n-pentane, isopentane, neopentane, n-butane, isobutane, isobutene, cyclopentane, hexane, trichlorotrifluoroethane, 1,2-dichloro, 1,1,2,2-tetrafluoroethane, hydrofluoroethers and mixtures thereof.

34. (previously presented) A method for imparting a volumizing effect to eyelashes comprising the step of contacting the eyelashes with a post-expanding composition comprising a film-forming agent, a surfactant, a solvent for the surfactant, and a volatile agent, wherein the film-forming agent is present in an amount effective to form a film that entraps at least a portion of foam formed by the interaction of the volatile agent and the surfactant after the composition is applied to a hair fiber, the volatile agent being solubilized in the composition by a solubilizing agent selected from the group consisting of a block polymer surfactant, a polyvinyl alcohol-containing polymer surfactant, and a mixture thereof, wherein the solubilizing agent is present in an amount sufficient to prevent separation of the volatile agent from the composition whereby the composition is storable in a non-pressurized container.

35-59. (canceled)

60. (currently amended) The ~~composition~~ method of claim 34, wherein said solubilizing agent is selected from the group consisting of a block polymer surfactant, polyvinyl alcohol-~~containing polymer surfactant~~, and a mixture thereof.

61. (currently amended) The ~~composition~~ method of claim 60, wherein said solubilizing agent is a block polymer surfactant.

62-66. (canceled)

67. (currently amended) The ~~composition~~ method of claim 34, wherein said volatile agent is selected from the group consisting of isopentane, n-butane, isobutane, and mixtures thereof.

68. (currently amended) The ~~composition~~ method of claim 67, wherein said volatile agent is isopentane.

69-70. (canceled)

71. (new) The method of claim 34, wherein the solubilizing agent is selected from the group consisting of a block polymer surfactant, polyvinyl alcohol, PEG-800/polyvinyl alcohol copolymer, sodium MA/vinyl alcohol copolymer, acetylated polyvinyl alcohol, vinylamine/vinyl alcohol copolymer, VP/VA copolymer, polyvinyl acetate, polyvinylacetal diethylamino acetate, and mixtures thereof.

72. (new) The method of claim 34, wherein the solubilizing agent is selected from the group consisting of a block polymer surfactant, polyvinyl alcohol, PEG-800/polyvinyl alcohol copolymer, sodium MA/vinyl alcohol copolymer, acetylated polyvinyl alcohol, vinylamine/vinyl alcohol copolymer, VP/VA copolymer, and mixtures thereof.

72. (new) The method of claim 34, wherein the solubilizing agent is selected from the group consisting of a block polymer surfactant, polyvinyl alcohol, and mixtures thereof.